

MINUTES OF A REGULAR MEETING

BROOKLYN CITY COUNCIL

April 25, 2011

7:00 p.m.

The Council and all in attendance recited the Pledge of Allegiance.

President Pucci: "Mary-Jo, will you please call the roll?"

Clerk Banish: "Kevin Tanski."
"Tom Murphy."
"Kathy Pucci."
"Tony DeMarco."
"John Patta."
"Colleen Gallagher."
"Joe Magrey."

Councilman Tanski: "Here."
Councilman Murphy: "Here."
Councilwoman Pucci: "Here."
Councilman DeMarco: "Here."
Councilman Patta: "Here."
Councilwoman Gallagher: "Here."
Councilman Magrey: "Here."

President Pucci: "Next we'll have the reading of the agenda. Approval of minutes of January 24, 2011; public session; Proclamation for the Auxiliary Police; Cuyahoga County Veterans Services Commission presentation; reports of committees, commissions and boards; Council reports; Mayor's report; directors' reports; salt purchase approval; request to advertise for bids for the 2011 street striping program; public participation for legislative items on agenda only; Ordinance 2011-20, Authorizing the Mayor to enter into an amended agreement with the City of Parma to lease, for the purposes of the City of Brooklyn Safety Forces or Service Department, in connection with their public functions, such audio communication space as is needed; Ordinance 2011-23, Amending Section 7.4(A) of the Personnel Policy Manual of the City of Brooklyn relating to sick leave conversion; Ordinance 2011-25, Authorizing the purchase of Tasar devices and related accessories for use by the Brooklyn Police Department; Ordinance 2011-27, Authorizing the City of Brooklyn to enter into a permanent easement agreement with Gateway Park, LLC after the dedication of Memphis Industrial Parkway for the sole purposes of maintaining water service; Ordinance 2011-28, Authorizing the sale of certain city owned vehicles through Greater Cleveland Auto Auction, public auctioneers, for the purpose of disposing of city vehicles and equipment at public sale; Ordinance 2011-29, Amending the Codified Ordinances of the City of Brooklyn by amending Section 538.12(A) entitled Firearms, of Chapter 539, Parks and Playgrounds; Ordinance 2011-30, Authorizing the purchase of one Jacobsen 628 Turf Cat Tractor for \$20,379.81, pursuant to Ordinance 1990-42, State Purchasing Contract; Ordinance 2011-31, Authorizing the purchase of two 2011 Hustler Super Z Zero Turn Mowers and accessories; Ordinance 2011-32, Adopting new Section 513.031 of the Codified Ordinances of the City of Brooklyn entitled, Drug Abuse, Dangerous Drug Possession or Use; other matters that may come before Council; and adjournment. At this time I'll entertain a motion for the approval of the minutes of January 24, 2011."

Councilman Magrey: "Move to approve."

Councilwoman Gallagher: "Move to approve."

Councilman DeMarco: "Second."

Clerk Banish: "To approve, Kevin Tanski."
"Tom Murphy."
"Kathy Pucci."
"Tony DeMarco."
"John Patta."
"Colleen Gallagher."
"Joe Magrey."

Councilman Tanski: "Yes."
Councilman Murphy: "Yes."
Councilwoman Pucci: "Yes."
Councilman DeMarco: "Yes."
Councilman Patta: "Yes."
Councilwoman Gallagher: "Yes."
Councilman Magrey: "Yes."

President Pucci: "Next is our public session. If anyone has anything to say for the good and welfare of the City of Brooklyn, please step forward to the podium, state your name and address for the record, and please recognize our five minute time limit."

Mary Lee Bowen: "Good evening. Mary Lee Bowen, 4783 Tiedeman Road. As promised, this is just a friendly reminder that the work of the Charter Review Commission is still in progress. Our last meeting was reasonably productive as we worked our way through articles on administrative departments and commissions, and procedure for nominations and elections. Our next meeting is Tuesday, May 10th at 6 p.m."

at City Hall. This is your Charter, and your opportunity to participate in this important event. Remember, the review process only occurs one time every six years. Recommended changes to the Charter are then placed on the November ballot. Your comments and participation are welcome and encouraged. You can use the City of Brooklyn website to view the Charter and to submit your questions or suggestions. You can also contact City Hall, any of the Councilmembers, or any of us that are on the Commission. As always, you can reach me at maryleebowen@earthlink.net and 216-941-7562. Thank you."

John Pacek: "John Pacek, 4758 Roadan. About eight years ago I started talking about traffic control loops. You find them at intersections that have traffic signal lights. The street that has the most traffic flow needs a longer green light to let more traffic go through the intersections. Years ago lights were timed, and turned red even if there was no traffic on the sidestreets. Today there is a rectangular loop cut into the street. A wire is inserted into the cut, sealed so that it does not come out. When the vehicle stops on this loop, it sends a signal to a large yellow painted control box that the light needs to change to let traffic through. Pedestrians have a yellow cycle button to push to let them cross the street. You need to stop on the traffic control loop for the signal light to change. When a car exists the long rectangular loop, the car behind it must be on the loop, or the signal light will turn red. These loops have been around for over 25 years. How long does it take to learn? For over two years a law was passed, turn your lights on when you're using your windshield wipers. It's a secondary law, meaning police will not give you a ticket unless you're stopped for something else. You won't wear out the car's battery turning on your lights. The lights run off a generator. It's called an alternator. Alternator accessories operate off the alternator. When your engine is running you can take the wire bleed off your battery; the engine will continue running. When I was a young boy I did this experiment to see if it was true, and it was. Thank you for listening."

Bob Kinney: "Bob Kinney, 4208 Springcrest Drive. I don't know how many people watch the channel 22, at least that's what Time Warner is, channel 22 for the City Council meetings, School Board meetings, and other valuable information. Maybe someone could tell me tonight why is that we've been off the air for two days, and who can we contact when that occurs? It might have been a couple years ago when this occurred, and when I finally talked to someone in the know at Time Warner, they said it was the city that requested that blank period, for whatever reason I don't know. But I'd like to find out who is responsible for that, and try to get that resolved. I only have Time Warner because of that channel, otherwise I could buy my cable service much cheaper. Thank you."

Kit Krause: "My name is Kit Krause, 4764 Heather Lane. Today I'm here to represent Brooklyn City Schools and the Brooklyn City School Board. I thank you to the Council, Mayor, everyone here, and everyone listening for their time tonight. I will start with an update and go on with some information that's mostly off the School Board's website. That being, a recent letter that was sent to Senator Skindell and Representative DeGeeter. I won't read the whole thing, it will take my five minutes, and you know I can't have that. So just a couple of paragraphs off of here. "The Brooklyn Board of Education and administration, in consideration of the current economic times, and the impact a levy has on both our homeowners and our businesses, have chosen not to move forward with a bond issue to build a much needed middle school. Furthermore, we have chosen not to seek additional revenue from our taxpayers in the foreseeable future. These decisions, although tough, are meant to send a clear message to the state that the Brooklyn Schools will be financially and academically competitive in spite of having locally generated revenues removed from the district's coffers. Those from House Bill 6 to removal of the Tangible Personal Property taxes, Senate Bill 3, and Senate Bill 287, that's the electric and gas deregulations. Generally, the Governor releases his executive proposed tax budgets in fiscal year 2012, 2013 for consideration of the Ohio General Assembly. This budget is proposed to remove these House Bills and the Senate Bills and to decrease the state funding support to school districts. Well I'll go over a few things. The Brooklyn City Schools are going to lose over \$2.4 million in the next 12-24 months, and it's estimated... that's not an estimated number, that 2.4 by the way... if things go on the way the Governor has it, by June 30, 2015 we will lose over \$4.3 million. You can go on, because there's more to that letter to those gentlemen on our website. And again, we have a much improved website in the past 30 days, let alone the past six months, compared to the year's ago. So there are things on there with multiples of finance information on there, let alone curriculum, administrative, and other information. If you wish to get on there, you can also get to Let's Talk Brooklyn, and that is simply by getting to the Superintendent's information after you go to possibly the graphs that talk about what I went through just now with losing the funding, and you will see the Superintendent's picture on there, and our motions go on there, and we will start putting motions on there. And I mean much more than that. Hopefully in the future it will be the School Board meetings that get onto our website. You can simply get

onto that website without that all www. this, .that, .let's forget that. You can go straight to Google and put just the Brooklyn City Schools and you can get straight to our website. If you have any information you can call me and contact me at any time. 216-485-8193. To go on now with what you saw possibly on the front page of the Plain Dealer with districts that we're losing, the funding that they are losing percentage wise, Brooklyn just missed being on the front page by the way. We were right under this group. And again, we would be losing 42% or more of the total funding that the state is giving us. Now they're supposed to re-look at that, and legislators are supposed to look at that, and possibly look at changing what their Governor has put into effect recently. Hopefully that does happen. But if we continue to lose 42-plus% of the funding that the state gives us, our schools are in big trouble. But again, like I said earlier, we're not coming after our taxpayers for any extra money in the near future; we will deal with this. But you will get updates from the school system and from Board members every month in the near future. Thank you so much."

Bill Anderson: "My name's Bill Anderson, I live at 4338 Rodoan Avenue. I'm glad I just learned what he said. You know that said we're going to have a big cut, of 42%, and yet we're still competitive. All I read out of that is, did we really need all that money they asked for the last time? If they didn't know this stuff was coming. That's just one thing. Two, I found out recently we're not going to, and nobody's going to put it on the levy, for that 2% repeal because they think it's going to be useless, and they don't have the time anymore. And we know Council already kind of said they're not going to do nothing about it anyway. And I think the public needs to be informed about this stuff. Thank you."

President Pucci: "Does anyone else have anything to say for the good and welfare of the City of Brooklyn? Okay, we'll move forward. At this time we have a proclamation that the Mayor's going to present to our Auxiliary Police Officers."

Mayor Balbier: "A couple months ago at City Council, I think it was Councilman Magrey brought up that we should honor our Brooklyn police auxiliary for all they do. And I agree with him wholeheartedly. So tonight we're going to recognize our auxiliary policemen. So all the auxiliary policemen I'd like you to come up in front with me. I have a proclamation for each of you. Okay, this is 'A Proclamation to honor and recognize the members of the Brooklyn Police Auxiliary. Whereas, the members of the Brooklyn Police Auxiliary, including Captain Gary Sundermeier, Specials James Catania, Bill Udics, and Patrolmen Robert Gerber, Michael McCormick, Joseph Salem, Michael Balina Sr., Wally Parker, Robert Kelber, Jennifer Turner, Thomas Hana, and honorary auxiliaries Nick Maroulis, Jimmy Thiede, and Danny Parker. Whereas, these members are being recognized for their volunteer efforts in various events throughout the city, which include the Memorial Day parade, the Halloween street safety patrol, Thanksgiving food drive, the Holiday Gathering, and Santa's visit to the streets of Brooklyn. Whereas, all of these members help to maintain the safety in our community, the success of these programs, along with working and assisting in several capacities as needed throughout the city. And whereas, the City of Brooklyn has a special sense of pride to have hardworking, loyal employees; and the members of the Brooklyn Police Auxiliary are no exception. Now, therefore, I, Mayor Richard H. Balbier, on behalf of the Brooklyn City Council, the citizens of the City of Brooklyn, do hereby extend a sincere thank you to these members of the Brooklyn Police Auxiliary for their time and dedication to our community. Your efforts are certainly appreciated. Thank you.' Thank you very much, we all appreciate it."

President Pucci: "At this time we're going to have a presentation from Mr. Larry Amato. He's from the Cuyahoga County Veterans Services Commission. Come right up to the podium Mr. Amato, thank you."

Larry Amato: "Thank you. Thank you to the Mayor for having me, City Council, Councilman Murphy for the invitation. My name's Larry Amato and I work for the Cuyahoga County Veterans Service Commission. I was asked to speak tonight for a basic rundown, a basic presentation of what kind of benefits you can expect to have from the Department of Veterans Affairs. Again, I'd like to mention that I don't work for the Department of Veterans Affairs, I work for the county, alright. And I think it's a good, it's a good idea to have this discussion tonight, because it's kind of the bridge between local government, the county government, the federal government. And at the Cuyahoga County Veterans Service Commission, which is funded with your tax dollars, we're the middle man, between you or your loved one and the Department of Veterans Affairs. It's important that we make the VA process simple for you, with the utmost probability to having that claim or benefit approved. I'd like to mention, Charlene Jorge here, who I work with, has come to answer questions afterwards as well. She is a former Iraq officer, and currently an officer in the Air National Guard, and she is an Iraqi veteran. I'd just like to point that out. And also, I'd like to congratulate the

Auxiliary Police for their Resolution. And Bill Udics, who I know very well, because he works at the county with us; he is in charge of security and keeping us all safe on a daily basis, and he does a great job. I'm surprised to see him here tonight.

I'd like to start off by mentioning something that you may probably be aware of, is the VA is going to be opening an out-patient hospital just down the road in Parma, on Brookpark Road. They're going to be offering a number of different out-patient services for veterans. And it should be opening by the end of the year. Alright, what do we do at the Cuyahoga County Veterans Service Commission? Primarily, like I mentioned, we have a number of different departments. There's my department, which will help you and your loved ones with VA benefits. We have a Memorial Affairs Department. If your father is your only, the only one left, and he passes away, and you think that he may be eligible for VA benefits, but you don't even know where to start, call us up, we have a Memorial Affairs Department which can help you through that process, and make sure your loved one's getting any benefit that he's able to receive. Okay, or she receive. We also have, at the county level, at the county level, temporary financial assistance. If you've lost your job, you've come across a hardship, you're on a fixed income, if something were to break, or you ran into, you can't make your rent or your mortgage payment, or you need to replace a furnace; come down and talk to us, alright, we may be able, based on your honorable service, or your loved one's honorable service... If you're a widow, for instance, we can help, and your husband was a veteran, we can help you. We may be able to free up some money, pay some bills, allow you to make that repair, or help you out of that jam that month. And it's important to note that that's a county service, funded by your tax money.

My job is VA benefits. Real quick, it breaks it in to three categories. You have VA healthcare, which we talked a little bit about. We have service connection, which means you are provided a benefit based on a disability, either mentally or physically, that you obtained from your service. There's a lot of action in that particular field recently. For instance, Vietnam veterans who served in Vietnam, boots on ground, Vietnam veterans, ischemic heart disease, due to the conceded condition that you were exposed to herbicide, or Agent Orange, as it's commonly referred to. It's just the newest of a number of different conceded conditions. Meaning, when they open up your VA, your service record, to see what kind of medical conditions you may have suffered from when you were in the service, they're not going to find ischemic heart disease. They're not going to find diabetes. They're not going to find Parkinson's Disease, they're not going to find lung cancer, like a typical claim. They are going to concede that those conditions, even though you didn't have them 40 or 50 years ago, were a result of your military service. It's really important. A typical claim that needs to be in there. You need to have that condition while you were in the service. Alright, if you want to claim a knee for instance, and you're limping around today, if they open up that service record and they don't find any knee condition, you're not going to become service connected. You're not going to get a rating that could lead to a payment every month, and some of the benefits that come along with that. Alright? Those benefits also apply to the widow if the service connected condition was a direct result of the death or contributed to the death. I'm going to bring up ischemic heart disease again, because it's a pretty common ailment for older people. You may know a widow whose husband never filed a claim at the VA, but he was an on the ground, boots on ground Vietnam veteran, and he passed away from a heart attack. There are substantial monetary and medical benefits that are available to that widow. If you know anybody, or you think you know anybody, I'm going to be here till the end of your meeting, I'm going to have cards in the back as well. Please contact me, and we can help them out. I'd just like to mention, some of the more common ones are ischemic heart disease, diabetes type 2, Parkinson's Disease, prostate cancer, alright, for the Vietnam veteran. Lou Gehrig's Disease, ALS, applies to all veterans. So there are conditions. If you think, if you suspect that one of them may fall within that category, please contact us.

Second of all, know where... I always like to mention this. Know where your loved one's discharge document is. For you Korean vets and later, that's going to be the DD214. World War II, you're going to refer to it primarily as your discharge papers. Know where that's at. Even if the veteran is no longer alive, and it's just the widow, know where those papers are at, know where your loved one's discharge paperwork is at, in the event that we needed them. Can't tell you how often we get phone calls where they're saying, Mom is moving into an assisted living facility, she's on Medicare for 100 days, where do we start. Well, where is the discharge paper? I don't know. Well now we're looking at a three week, another three weeks before we can get out of the gate. So know where that's at. Put it in a safe place. If you don't know where it's at, call us, contact us, and we can order that. We can hunt that paperwork down. We have a number of different government agencies, and National Public Records Center, personnel record center in St. Louis, we can order from there.

Alright, moving on, because I'm going to keep this under 10 minutes like I promised. Non-service connected pension. A non-service connected pension is a benefit that is given to the veteran, not based on an ailment that he would have received, may have developed while he was in the service, it's just based on serving, period. Meaning, you have, I don't know, you have a stroke, and you're incapacitated, obviously it's not a service connected condition, it's a non-service connected condition. There are benefits available from the VA, just due to the fact that you served your country during a period of war time. You didn't have to be shot at, you didn't have to be in the combat zone, you could have been stationed right here in Brooklyn for the entire duration of the war, or just one day during the specified periods of time, and there could be a benefit there. And it's significant, you know, for a veteran and a spouse. It's \$2,000 a month. Typically what you see happen, most commonly, is the veteran moves into an assisted living facility, or he has home healthcare. You need to have major medical bills incurred, because that's the only thing that we can deduct from the income to get the veteran qualified. Once we subtract those major medical bills, quite often the veteran's income is adjusted to zero and they can receive the full benefit of 2,000 or 1,000 or \$1,964 or something like that, \$2,000. You're moving into assisted living, you're three-fourths of the way of the cost. If you have, you know, \$30,000 in savings, well now you're drawing down on that savings a lot slower than you would be as if you were paying the whole \$5,000 a month. Okay? Quite often, with the benefit and Social Security and maybe a small pension that you may be receiving from Ford, it's enough for the veteran to break in and just touch their life savings on things like everyday living. Widows pension is another benefit. Obviously it applies only to the widow. It's the same exact thing that I talked about non-service connected pension. The only difference is, the amount is less. In that instance you're only going to receive about \$1,056. But again, qualifying, same thing again. The veteran would have had to serve during a period of war time. The widow couldn't have remarried, and she has to have the large medical bills in order to qualify.

Other than that, I would encourage you, if you have any questions, to come up and talk to me after this meeting. I'd be happy to spend as much time with you as you need. I'm going to have my cards back there, please give me a call. And if you have any questions, give us a call or come down. We're located at 1849 Prospect Avenue, which is right across from the Convocation Center, downtown Cleveland. We also have auxiliary satellite offices in the hospital of Brecksville, which will be, the plan is will be closing once they open up the office in Parma. We will have a satellite office in the Parma location once that opens up. And Charlene, on the first and third Monday of the month is at the McCafferty Center, which is 4242 Lorain Road. Alright? I really appreciate you having me out tonight. This city, more than anyone, has invited me multiple times to come to speak. And we represent a lot of assisted living facilities. We do a lot of work for a lot of assisted living facilities in your city here. And I really do appreciate you having me come out. Again, thank you very much, and if you have any questions I'll be here till the end of the meeting. Thank you."

President Pucci: "Thank you very much. Next we'll move onto reports of committees, commissions and boards. We'll begin with the Finance Committee, which is chaired by Mr. DeMarco."

Councilman DeMarco: "Thank you Mrs. Pucci. This evening we met at 6:30 in the conference room and discussed the following. We recommended Council approve a salt purchase approval, of salting the streets during winter months. We also recommended Council approve a request to advertise for bids for annual street striping program for 2011. Finance Committee recommended that Council adopt Ordinance 2011-20, which authorizes the Mayor to enter into an amended agreement with the City of Parma to lease for the purposes of the City of Brooklyn Safety Forces or Service Department in connection with their public functions such audio communication space as is needed. The Finance Committee recommended Council adopt Ordinance, I'm sorry, put on second reading, Ordinance 2011-25, which authorizes the purchase of tasar devices for the Brooklyn Police Department. The Finance Committee also recommended Council adopt Ordinance 2011-27, which authorizes the City of Brooklyn to enter into a permanent easement agreement with Gateway Park LLC after the dedication of Memphis Industrial Parkway for the sole purpose of maintaining water service. The Finance Committee recommended Council adopt Ordinance 2011-28, which authorizes the sale of certain city owned vehicles through Greater Cleveland Auto Auction, public auctioneers, for the purpose of disposing of city vehicles and equipment at public sale. The Finance Committee recommended Council adopt Ordinance 2011-30, which authorizes the purchase of one Jacobsen Turcat tractor for \$20,379.81. And finally, the Committee recommended that Council adopt Ordinance 2011-31, which authorized the purchase of two zero turn mowers. The net cost, or the gross cost is \$19,344. There's a couple of old pieces of equipment that we're trading in, which will give us \$3,000 back. So the net cost on those mowers will be \$16,344. And that concludes my report."

President Pucci: "Thank you. Next is Public Works, which is chaired by Mr. Magrey."

Councilman Magrey: "Thank you Mrs. Pucci. Good evening everyone. Before our Finance Committee meeting we had a brief conversation, there will be an upcoming joint Public Works Committee and Public Safety meeting that we will be having. It is unscheduled as of now, but it will be posted, as is required in all the locations, City Hall, Senior Center, Rec Center, Library and so on. So please take a look at that. We are looking at a lot of road projects that we are facing, not only with major road projects but also with sidestreets. So please stay tuned for those important things. Thank you."

President Pucci: "Thank you. Next is Public Safety and Environmental, which is chaired by Mr. DeMarco."

Councilman DeMarco: "There has been no meeting since the last; but as Mr. Magrey indicated, we are going to have a joint meeting coming up shortly. So when we have the topic for discussion we'll let everyone know, and it'll be posted. That's all I have."

President Pucci: "Thank you. Next is Legislative Update, Domestic Violence and Juvenile Diversion, Mrs. Gallagher."

Councilwoman Gallagher: "Thank you Mrs. Pucci. The Domestic Violence Committee met to discuss House Bill 19, which requires each school district to incorporate a policy prohibiting student harassment, intimidation and bullying. The Bill also requires a school district to include dating violence prevention, education for grades seven to 12 within the District's health curriculum. House Bill 19, otherwise known as Tina's Law, was named after 18 year old Tina Crowcher, who was fatally shot by an ex-boyfriend. Since her death, her parents, Jim and Elsa Crowcher, began an organization called Citizens Against Domestic Violence, and have spoken before more than 70,000 area students about abusive teen relationships and how to avoid them. Brooklyn City School officials will have a presentation for their students on May 25th at 9 a.m. addressing teen dating violence, and raising awareness. The guest speaker will be Johanna Orozco, who was a high school student senior in Cleveland and was shot in the face by her abusive ex-boyfriend soon after she broke off the relationship. Johanna is now an advocate for the Domestic Violence Center in Cleveland. Johanna has worked with our Committee by sharing her story with many organizations in Brooklyn. According to www.breakthecycle.org, 25% of 14-17 year olds surveyed know at least one student who was a victim of dating violence. So this Bill requires invaluable education for our teenagers. And that concludes my report."

President Pucci: "Thank you. Next is the Planning Commission, and our representative is Mr. Patta."

Councilman Patta: "Thank you. Good evening. The next Planning Commission meeting is scheduled for Thursday, May 5th at 6:00 in the Mayor's Court. There's two items on the agenda. The first is a request from Timothy Reynolds of Believe Ministries for Conditional Use Approval to locate a religious facility in the partially vacant building located at 4315 Ridge Road. Second item is a request for approval of a proposed new freestanding sign by Larson Architects for a proposed new building by McDonald's Corporation to be located at 10700 Brookpark Road. That concludes my report."

President Pucci: "Thank you. Next is Zoning Board of Appeals, Mr. Ockington."

Comm. Ockington: "Thank you Mrs. Pucci. The April Board of Zoning Appeals meeting has been scheduled for Thursday, April 28, 2011 at 7 p.m. in Brooklyn Mayor's Court to hear the following. Request from Cynthia Hennings for an appeal of the Residential Code of Ohio Section R4031.421 to construct a 576 square foot drive without frost protection for the foundation to be located at 6606 Archmere Avenue. The second item is a request from Be Next Awning and Graphics for a 4'2" height variance, a 70' square foot area variance, and a 14 foot set-back variance for a new ground sign at LaVilla Conference and Banquet Center located at 11500 Brookpark Road. And any other business that may come before the Board of Zoning Appeals. And that concludes my report."

President Pucci: "Thank you. Next is the Recreation Board, Mr. Tanski."

Councilman Tanski: "Thank you Mrs. Pucci. The Recreation Department's board meeting was cancelled for the month of April. The Recreation Department hosted the city's spring Egg Hunt on Saturday, April 26th. Due to the inclement weather, the event was held in the Senior-Community Center. 110 children attended the event. Dane Hammond and Maria McGinty are in the process of working with the City of Parma Hts. on the Recreation Center's partnership with them. The summer recreation brochure will be in the mail the week of April 20th. Day Camp registration will take place Saturday, April 30th from 11 a.m. to 1 p.m., and in May at the Recreation Department super sign-up. The next meeting of the Recreation Board will be Monday, May 16th at 6:30 p.m. in the Mayor's Court Room. And that concludes my report."

President Pucci: "Thank you. Next is School Board liaison, Mr. Murphy."

Councilman Murphy: "Thank you. Congratulations to the 7th and 8th grade girls basketball team. They went 12-4 this year. They really had a very good year. As Mr. Krause said earlier, the Brooklyn School System is having funds cut by the state. On the website they are asking for the state to revisit how they determine the wealth of the school. The letter brings up some interesting points, and residents should take the time to read that letter. There's no question needs repairs. They can and were prepared to deal with that, but a \$2.4 million hit really has tipped the scales against the Board of Education. I'd like for the residents to pay attention, because they're going to have a plan of attack, and I think it's going to go beyond this letter. The next School Board meeting is May 17th. And that's all I have."

President Pucci: "Thank you. Next we move on to Council reports, and this evening we begin with Mr. Murphy. Or no, you began last time, Mr. DeMarco. I'm sorry, I was off because Mr. Tanski was absent. Thank you."

Councilman Tony DeMarco: "Thank you. I've been talking for awhile now about economic development and the importance that I think it plays in our city's future. I did have the opportunity to meet, prior to our Finance Committee meeting tonight, with our Economic Development Director, Mrs. Migliorino, and we just really exchanged some ideas on where I thought the city should be, some of the things we should be communicating to the marketplace. And she in turn was able to inform me of some of the things that she is actively doing. So I appreciate your time, and Mayor, I appreciate that as well. But I think we can do more, and need to do more. Just as an example, I brought a simple little prop here today. I was out at someone's office this afternoon. Some of the surrounding cities, which, you know, butt up to us here, Brooklyn Hts., Cuyahoga Hts., Seven Hills, Independence, Valley View, they're saying what I think we should be saying. And my only point is that we need to be more public in what we want to communicate to businesses to get them to relocate here. And I've got some ideas on what the message should be; but certainly, Fran, with your experience, and with our Finance Director's experience, we can come up with a plan that is as good or better than these competing communities around here. And whether we like it or not, they are competing with us at this time. Everything that's mentioned in here is something that we compete on. They all talk about how great their property taxes are. So are the City of Brooklyn's. They talked about their convenience to freeway access. So is the City of Brooklyn. They talk about how great their schools are. The City of Brooklyn schools are fantastic. So I think we got a great story to tell. I think it's time for us to get out there in the forefront and tell that story. And I think that's all I have tonight. Thanks."

President Pucci: "Thank you. Next is Mr. Patta."

Councilman John Patta: "Thank you. I've talked the last several meetings about our city being prepared for uncertainties and the need for our city to continue to be prepared. I do continue to urge the Mayor to have a proposed budget for 2012, 13, and 14, with a decrease in the budget in the amount of 10% for each of those years. Some think the economy is improving; however, with the historic cost of gasoline and the devalued dollar, our economy is far from recovered. In viewing the income tax collections report from Mr. Kennedy, there is a reduction in total payroll numbers in the first quarter of 2011. Financially our city needs to move cautiously. We need to explore all avenues of ways to save money. We also need to be aggressive in getting new business to move into our city. Thank you, that concludes my report."

President Pucci: "Thank you. Next is Mrs. Gallagher."

Councilwoman Colleen Gallagher: "Good evening. Tonight on the agenda is Ordinance 2011-32 entitled Drug Abuse, Dangerous Drug Possession or Use. I'd like to applaud the Brooklyn Police Department

for requesting a new ordinance concerning the use and possession of dangerous drugs. Our ordinance does not address the possession of dangerous drugs. The Police Department had indicated that there has been a tremendous increase in the abuse of prescription pills, and some of the items aren't labeled as controlled substances. As a bailiff for a Common Pleas Judge who presides over the Cuyahoga County Drug Court, I can attest that prescription drug abuse is a huge problem in this county and statewide. Prescription pain medication such as oxycodone, morphine, and methadone are largely responsible for increasing numbers of overdoses in Ohio. In recent years, accidental prescription drug overdoses have killed more Ohioans than auto accidents. Earlier this month Governor John Kasich announced that 36 million in federal and local funds would be used to fight the increase of prescription drug abuse. Senator Sherrod Brown proposed that the State of Ohio establish a Medicaid lock-in program, which would crack down on illegal use of Medicaid cards to obtain and fill prescriptions for addictive pain medications. This program would prevent prescription drug abusers from acquiring excess prescription drugs, which may abuse or illegally resell by barring them from visiting multiple doctors. Lastly, my thanks to Director Tom Ockington for handling an issue from a resident who contacted me about an unfinished garage. The resident was very thankful for your quick resolution. And that concludes my report."

President Pucci: "Thank you. Next is Mr. Magrey."

Councilman Joe Magrey: "Thank you Mrs. Pucci. Good evening everyone. Congratulations to the Brooklyn Auxiliary Police Department. I did bring this up to the Mayor because I felt that the amount of volunteer work that you fine folks do in our community is very much appreciated. Throughout the year, as the Mayor said, there are many events that are held, and we definitely appreciate you being there and helping out. So congratulations for what you do. Also I'd like to thank Larry Amato and Charlene Jorge with the Cuyahoga County Veterans Services Commission. I appreciate the work that you do getting the word out to our veterans that served our country. And I appreciate the extra effort you do through the county to make sure that they get their benefits. Thank you."

Last month our city engineer, Doug Courtney, spoke at our Finance Committee meeting, and he did talk about re-analyzing our city streets. We went through a very harsh winter, as you all know, and there was a lot of damage done to our sidestreets. I do know, I spoke to Mr. Verba before our meeting. Mr. Verba, could you tell me if a reassessment has been done yet?"

Dir. Verba: "Yes it has."

Councilman Magrey: "Okay, will that possibly be ready for the next Council meeting?"

Dir. Verba: "Yes it will."

Councilman Magrey: "Good, thank you very much. And one other thing Mr. Verba, I did receive a call from a, actually and e-mail from a person on Memphis Villas. They mentioned there were some big potholes there, they blew a tire out. I didn't have a chance to drive by before the Council meeting tonight; if you could just have someone check it out and see bad they are, maybe you can throw some tar on them. I appreciate it. Thank you very much."

I'd also like to thank Board member Kit Krause for coming up to speak tonight. I too received the letter from Superintendent Walker regarding the situation with the lack of funding from the state. As was mentioned, a \$2.4 million hit over two years is a travesty. It's going to affect our Brooklyn schools in a negative way. And anyone reading any articles or seeing the news lately can see that other school districts in the area, Rocky River, Solon, Independence, they've been hit also. And this is a very trying time for our school districts. They frequently go to the voters to try to increase revenue. And this hit really hurts. Please, as was mentioned earlier tonight by Mr. Krause, please stay in touch with the school system. How the schools go in Brooklyn affects everyone in Brooklyn. It affects the values of our homes. And as I mentioned to Superintendent Walker and Treasurer Marti Ferian in my reply e-mail to them, any time someone moves into a community, the first thing someone asks is, how are the schools? So you know, definitely, stay in touch with the schools. Understand what's going on. And please, participate as much as you can in any meetings. And I believe that concludes my report. Thank you very much."

President Pucci: "Thank you. Next is Mr. Tanski."

Councilman Kevin Tanski: "Thank you Mrs. Pucci. Good evening. I want to congratulate and thank the Auxiliary Police for all their time and effort and their services to the City of Brooklyn. I also want to thank Mr. Verba and the City Service Department on patching those nasty potholes on Ridge Road by the 480 exits. I had numerous resident complaints the last few weeks. So again, thank you.

Mayor, do we have an update on the sidewalks? I've walked these newer sidewalks up and down, especially the area where I live in, across from Ridge Park Square. And they're buckled up pretty bad from the winters, and from the trees. Also, sanitariums are becoming a great risk. So do we have any kind of update on where we're at with this?"

Mayor Balbier: "I'm going to call for a Public Works Committee meeting regarding the streets and sidewalks and that, maybe we can discuss it then. Right now it looks like almost all of our money's going to go towards the streets."

Councilman Tanski: "Okay, because just up my street, we're buckling at over four inches in some of these areas. And it's going to come to a point where these kids and people aren't going to walk on these sidewalks, they're going to be in the streets. So it's a safety hazard too. You can't tell the difference when you go on our sidewalks and the City of Cleveland, it's just getting that bad. And I know they've got big problems too in the City of Cleveland. But our sidewalks, something's got to be done."

Mayor Balbier: "I understand, but I also have some streets that are crumbling into gravel we have to take care of first. But we'll discuss it at the Public Works Committee."

Councilman Tanski: "Yeah, well it's not only just the sidewalks and the safety issue, but then we get into the sanitary issue, so it's a multiple of things. Okay, that concludes my report."

President Pucci: "Thank you. Next is Mr. Murphy."

Councilman Tom Murphy: "Thank you. DEA, that's Drug Enforcement Agency, that is helping sponsor Operation Medicine Cabinet. This is an effort to assist and allow us to get rid of outdated medication that you have around the house. You can turn these medications in at any Cleveland Police District this Saturday. For information, if you don't want to go to the district, you can go to www.drugawarenessandprevention.com.

Thank you for those who spoke tonight. Mr. Amato will be staying around tonight with the other officer to assist us if you were a veteran, if you are the spouse of a veteran. You may well qualify for full health care benefits. So remember to ask about that.

There's also a rally for the troops on May 1st at Public Square, 11:00, this Saturday. Or May 1st. You can expect petitions to be coming around pretty quickly on Senate Bill 5. Mr. Ockington, I have a complaint from a resident about the, let's see, the porches at the Parkview Apartments. I did get a letter, the person wanted to remain anonymous, if you could look into it, I'll discuss it with you after what they think is wrong with the porches that were fixed last summer. If you don't... Clearly it's in your area to handle.

Congratulations to the Auxiliary officers. And thanks for the other people who did speak tonight. I was at a demonstration with Mr. Verba today for what they call a one-armed bandit trash collection system. Our Service Department is really down in the number of people that they have to work. And this system may well relieve us of some FTE, or full time employees. We really need some help there. And as the Mayor and everybody else has said, or a few others have said, we're going to have a joint meeting soon, and that will be one of the things that is discussed. That's all I have."

President Kathy Pucci: "Thank you. I too would like to thank our Auxiliary police officers for their dedication and service to our community. We appreciate everything you do. I attended my first meeting of the Brooklyn Community Improvement Corporation on April 13th, so I have a brief report. Our first order of business was to elect a new member to fill the vacancy that was created when Mr. DeMarco was appointed to City Council. The board elected Brooklyn resident Deborah Tomusko. Miss Tomusko received a Bachelor of Science in the Mechanical Engineering from General Motors Institute and an MBA from Harvard Business

School. She has an extensive background in business and non-profits, and will be an asset to our board. Our next order of business was to elect the officers. Mayor Balbier was elected President; treasurer is Roseann Deleon; and I was elected secretary. We had a general discussion on the old library property, and a potential buyer; and we're expecting the new appraisal for that property; the status of the former gas station at Ridge and Memphis; the unfinished church on Memphis; and potential interest by a manufacturer in city property on Tiedeman Road. We also reviewed some proposed revisions to the Code of Regulations, and agreed that we would review a draft prior to taking a vote on these changes.

I just completed the most recent session of the Elected Officials Academy at Kent State University. This is through the Department of Political Science and Center for Public Administration and Public Policy. And the topics we covered... The title of the whole session was Efficient Government Now and in the Future. The topics we covered were Innovative Information Technology, Service Delivery; Cutback Management, Lean Thinking, Maximizing Staff Capacities; Collaborative Service Provision; and Collaborative Cost Sharing. I found it to be very beneficial and worthwhile.

A couple meetings ago a resident made a statement regarding possible asbestos in the Middle School. Our Fire Department did conduct an inspection. So Chief, if, during your report, if you could give us an update of that I'd appreciate it."

Mayor Balbier: "Joe's going to give the report."

President Pucci: "Oh, Mr. Chessar's going to give a report? Okay. That's Ed."

Mayor Balbier: "Ed."

President Pucci: "Regarding Time Warner, Mr. Kinney. Usually people call City Hall, I mean, in addition to calling Time Warner of course when it's out. But normally people call City Hall. So I don't know if anybody called last week to report it. But generally people call City Hall when they can't get the public access station. So just so people are aware of that in the future. It would be good to let City Hall know, so that we're aware of it. Because if we don't have Time Warner, we're not aware that it's not working.

And I too would like to thank Mr. Amato and Miss Jorge for coming this evening. And definitely, if you could give a card to Mary-Jo, we could keep your card at the reception desk; because if anyone in the television viewing audience would be interested in the information then they would have it. And that completes my report. Next we'll move onto the report of the Mayor. Mayor Balbier."

Mayor Rich Balbier: "Thank you Mrs. Pucci. I got a couple items I'm going to talk about tonight. The first one is about the Northeast Ohio Regional Sewer District. Just to bring you up to date, a few months ago when I announced these huge increases they're going to have, it amounts to \$3 billion. It seems like they skipped over millions and now it's in the billions. One billion is 1,000 million. So just to bring you up to date though, like 20 years ago the Clean Water Act was passed, and our lakes and rivers were really polluted. Even our stream that runs through the city park was completely polluted, there was nothing living in it. Now it's 20 years later, and we've cut the sewage, it used to be 9.5 billion gallons of raw sewage ended up in Lake Erie each year; now 20 years later that's cut in half to 4.5 billion. And I've been down to our creek down here, and there's minnows back in the creek. So it has really improved. However, we're still dumping 4.5 billion gallons of sewage into Lake Erie. So the Northeast Ohio Regional Sewer District has been notified by the EPA that they have to correct it. And so that's where this \$3 billion comes into effect. So first of all, everybody's for clean water; but as soon as they announced that our bills were going to go up 18% the first year, and continue up every year, that's just too much money. So all kinds of lawsuits were filed. Now the Regional Sewer District's stand is that we have to do this, it's an order by the EPA, and the longer we wait the more money it's going to cost. And so they want to go ahead with this. Now there's a group of cities, suburbs, that agree with this. They're saying, that's the way it is, we have to pay it, let's get on with it. But Brooklyn's with the majority that, we want the clean water, but we're against these rate increases that are so huge. It's another one of these unfunded mandates that the federal government gives you and says, here, do it, but they don't give you any money for it. So that's the group that we're in. There's other groups. Mr. FitzGerald asked for the Mayors and the Law Directors to come down to the county two weeks ago. So we all went down there... And Mr. FitzGerald's doing a fantastic job, as far as I'm concerned. He's trying to get all the cities together to try to settle these lawsuits so it doesn't go to trial. It's scheduled to go to trial in July.

So we listened to each group, and every one had a valid reason. There was a group from... First of all, it covers all of Cuyahoga County and parts of six other counties, the Regional Sewer District. One part that it covers is Summit County. So the Mayor from Macedonia, he's sort of like me, he's down to Earth, you know, just tells it the way it is, and he says, to do this to him is like crucifying him, because there's only a couple cities in Summit County that this affects, and their sewer rates will be so high businesses will never come to his city, they'll go down the road a few miles to the cities that don't have this. So it's going to be crippling to them. So he has a legitimate argument. So that's what he's fighting for. Then there's another group, I think Strongsville stood up and said this. They've invested \$3 million of their own money into their sewer projects, and this here mandate does not give them any credit for that. So that'd be like Brooklyn, if we spent \$3 million on our sewers, we'd like to get a little credit for that. But everybody's treated equally. So there's a few cities like that that are fighting this. Then there's another group of cities that have a lawsuit, and I think that was Cleveland Hts. spoke up. Their contention is that the whole thing is illegal because there was a jury and to raise their prices they have to have meetings with all the Mayors, and that wasn't followed, so they're saying this shouldn't even take effect. So you have all these different lawsuits and it's very, very complicated. So the way it ended up, Mr. FitzGerald is going to assign one of his attorneys from the law department to be a mediator, and we're going to have other meetings to try to negotiate this. But I don't know how it's going to happen, because everybody that stood up and voiced their opinion had a valid complaint. But like I said, our position is, we want the clean water, it's just that the money is just too astronomical. \$3 billion for us to pay over the next so many years. And the first year it's going to go up 18%. And their argument is that it's not 18% it's 13%, which is technically true, but the Water Department's added another 5%, so your bill's going to go up 18% the first year, and it's going to keep going up. So I'll keep you informed how this goes along.

The Cuyahoga County Sanitary Engineers turned in their 2010 annual report for Brooklyn, and it's on file if anybody's interested in it. The other item I want to talk about is our city streets. To me this has been one of the worst winters we ever had. Not just Brooklyn, but all over northern Ohio. It's probably because of all the salt we use; but our cities are in bad, a lot of our streets are in bad shape. And we've allocated \$535,000 to take care of the streets. That's patching and cold-patching and so forth. That's for all of our streets. And then I got a complaint from Traymore, so I went down there... And first of all I went on the east side of Ridge Road and looked at Traymore, and it looked pretty good to me, I didn't know what they were complaining about. Then I went on the west side of Traymore, of Ridge Road. To me Traymore has got to be the worst street in the City of Brooklyn. The people that live on Traymore have a legitimate complaint. It's almost like gravel. From Brookwood to Ridge Road. And so I called up our city engineer, I said this street wasn't even in the report I got this year. He said I've reported it the last couple years, the street is beyond repair. I said what the heck does that mean, beyond repair? I never heard an engineer say that. So I had him come down to the City Hall, and the Service Director and myself met with him, and he said they follow the ODOT recommendations. And ODOT recommends that if a street has to be replaced with more than 35% of the concrete you're better off replacing the whole street. And I said, well how bad is Traymore? I'm not an engineer, but it's really bad. And those people, like I said, they have a legitimate complaint there, And Glencoe and Brookwood aren't far behind Traymore. So he said over 50% of the street has to be replaced. So I said, alright, I want some figures what it would cost to put a new street in for Traymore from Brookwood to Ridge Road. So a few days later he got back to me, and the price to put in a whole new street is \$817,000. So obviously we don't have this kind of money. And like I said, we're only spending 537,000 for all the streets combined. But he says you don't put in a street without replacing the sewers and everything; because you wouldn't want to put in a new street, and then five years later you've got to replace the sewer and tear up all this good concrete. So I don't know how we're going to do this, but maybe we'll at least be able to put away the money for the engineering. The engineering is 68,000. If we do that, maybe the street, we come up with the money and replace it next year. I don't know. So I'm asking Council to have a Public Works Committee meeting to discuss these streets. And in the meantime, I would like each Councilperson to go over there and drive down Traymore from Brookwood to Ridge and see how bad it is. I apologize for not going down it sooner; but usually when you go down Biddulph, you go down Biddulph and turn right or left on Ridge, you don't go down Brookwood and cut down Traymore. But they have a legitimate complaint. So hopefully when we get this meeting, I would like the Finance Director and our city engineer to be at the meeting.

Also, on our agenda tonight, I've been talking about this for quite a few months, we were going to sell our cars on E-Bay, because there's a government section there where you can sell your stuff. But we've been having problems with it. And Mr. Verba found out that we can take our cars to the auction up here at 150th

and Brookpark. You pay \$100 for your car to bring it up there, and they'll sell it there. And you don't pay any more than that. And if you don't like the price you don't have to sell it. So we're going to have the legislation on our agenda tonight, and then if it passes, which I think it will, Mr. Verba is going to try a few of our vehicles up there and see what we get for them.

They also had a pre-construction meeting for Tiedeman Road, and our Service Director was at this meeting, and he'll update it when it comes to his report. Now a lot of you people know that I like to do things with common sense. And tonight there's an Ordinance on here that just throws common sense out the window. As you know, a few years ago the State of Ohio passed a law that if you go through the Conceal Weapon Carry and if you pass the course you get to carry a concealed weapon. Okay. So somebody was arrested somewhere for carrying a concealed weapon in a park, so they took it all the way through the court system and it went to the Ohio Supreme Court, and the Ohio Supreme Court says they can carry the weapon in a city park. So we have to change our ordinance. And we have an ordinance that's been on the books forever that says you can't carry a bow and arrow, a bb gun, a slingshot, a gun in our city park. Well now we have to change this ordinance because of the court ruling. So that means, when this ordinance passed, if you have permit you can carry a gun in a city park, but you can't carry a slingshot. So the guy carrying a slingshot could be arrested, but the guy with a gun, if he has a permit, couldn't. So to me common sense tells you that's not right, but that's the way the Supreme Court ruled.

And finally, I got a little good news. We were notified today by NOPEC that two of the grants that we applied for we got. One was for energy conservation, and it was for \$8,401.62; and that goes to the city. The other grant was for job creation, and that was for Allotech New Technologies on Clinton Road, and that grant was for \$40749.38. So Brooklyn got these two grants; combined the total is \$49,151. And that completes my report."

President Pucci: "Thank you Mayor. Next we'll move onto reports of directors, chiefs and department heads, and we'll begin with the Service Department, Mr. Verba."

Dir. Verba: "Thank you Mrs. Pucci. I attended the pre-construction meeting for the Tiedeman Road repair and resurfacing project on Thursday, April 21st. The contract was awarded to Karvo Paving, and the county will not have the contract full executed until May 17th. Karvo was informed that if work begins before that date that it will be at their own risk. Karvo indicated that they may begin setting signs in construction zones prior to May 17th. The county has prepared a resident/business notice that will be distributed one week prior to construction. They will also be using message boards to help with the traffic during this project. Karvo Paving will inform residents and businesses 24 hours in advance if repairs are being completed in front of their aprons. Phase 1 will begin at the north side of 480 and go north to Memphis, mill curb lanes, first leaving the middle three lanes open. When they reach Memphis they will open the curb lanes and come back south in the center lanes. They will be working four, 10-hour shifts from 7 a.m. to 5 p.m. Monday thru Thursday, and Friday will be used as a rain date. When Phase 1 is completed then we'll move onto Phase 2, which will begin at the south side of 480 and go south to Brookpark. Working hours for this phase will be from 7 p.m. to 5 a.m. Monday thru Thursday, and with Friday being used as a rain date. The date of the completion is scheduled for October 31, 2011. And that concludes my report."

President Pucci: "Thank you. Building Department, Mr. Ockington."

Comm. Ockington: "Thank you Mrs. Pucci. I would like to remind anyone considering home improvement projects this summer to contact the Building Department as soon as possible to discuss your project to avoid delays. Plans must be submitted for review with most projects, and zoning variances may be required in some cases. Please contact me at 216-635-4202 for further information. That concludes my report."

President Pucci: "Thank you. Police Department, Chief Tenaglia."

Chief Tenaglia: "This is a reminder to the residents, in a few weeks hopefully we'll have some nice weather, and with the nice weather we're going to have those solicitors and peddlers out there. If you don't want these people to come to your door, you can pick up a form at the reception desk upstairs at City Hall, or the Police Department, fill this form out, and your name will be added to a Do Not Solicit Registry, which is given to these solicitors when they apply for license. And this registry will tell them that they are not welcome to come to your door. So if you have any questions call us at the Police Department, 216-749-1234."

President Pucci: "Thank you. Fire Department, Chief Zemek."

Chief Zemek: "Thank you President Pucci. I'll defer to the school to my Safety Director. I just want to make an announcement about our open house, the first annual at the Fire Station, May 15th. We've changed the time. Now it's going to run from 9 a.m. to 2 p.m. We're going to have an all you can eat pancake breakfast from 9 a.m. to noon, and the cost of that will be \$5. Those proceeds will be used to refurbish our '41 truck. And that concludes my report."

President Pucci: "Thank you. And I might suggest that if you get it up on the website.."

Chief Zemek: "Yeah, I talked to Jill this morning."

President Pucci: "Okay, good, thank you."

Chief Zemek: "Thank you."

President Pucci: "Next is Recreation Department, Mr. Hammond."

Mgr. Hammond: "Thank you Mrs. Pucci. First my condolences go out to the Scarpino family. I don't know if many folks know him, but anyone that has children knows CJ Scarpino, who's worked at the Rec for quite some time. His father passed away of cancer last week. CJ's helped us manage the pool, helped us with Day Camp, basketball, just an all around great guy, a real asset at the Rec Center. So condolences to his family. The ice show is going to be May 13th and 14th at 7 p.m. And I'm also happy to announce that starting Sunday, May 1st, 8 a.m. to 6 p.m., the Natatorium will be open. So all the people that have been complaining all week long that they can't do it on Sundays, come and visit us. And that's all I have, thank you."

President Pucci: "Thank you. Next is the Safety Director, Mr. Chessar."

Dir. Chessar: "Thank you Mrs. Pucci. As per your request, at a Council meeting prior to, two Council meetings ago I was approached by one of the citizens here after the Council meeting informing me that we had an asbestos problem in our schools. That's the first time I heard about that problem, and I really couldn't I think satisfy that particular night because I didn't have the information. So it took me a little while to get the information. But the very next morning I instructed our Fire Chief and the on duty firefighters to go over to the schools and meet with the responsible parties, including the principals, the maintenance foreman, and ask the questions that needed to be asked, because I was informed that we're putting our children in a hazardous condition every day, okay. The answer that I got was what I felt we were going to get. At this time, nor at any other time in the history of the Brooklyn Schools, has any student ever been exposed to an asbestos pipe. Okay? The schools are inspected three times a year by the State of Ohio. They're also inspected a number of times a year by our local Fire Department. So I'm glad the citizen came forward. I think the information that he got was flawed. But it was nice to be able to check it out. And under no circumstances will we let our children be exposed to a hazard like this. Thank you Mrs. Pucci."

President Pucci: "Thank you. Finance Director, Mr. Kennedy."

Dir. Kennedy: "Just to let Council know, this Wednesday we will be getting pricing for the note that is going out, that Council approved. So we're looking forward to some favorable numbers for that. I have a pre-pricing call tomorrow; so if anybody's interested they can give me a buzz tomorrow afternoon, I'll try to give them a heads up on which way we're going with that. Some good news on the worker's comp front. You know, in the past several years we've averaged about \$200,000 or more in our annual worker's comp premiums. It was as high as \$350,000 several years ago. We filed for handicapped reimbursements from a number of large claims from years past. We were successful in getting those approved through the bureau, so this year's premium is going to be roughly about \$55,000. So we had significantly more budgeted for this year, so I'll come back at some point to amend the budget for that. What it would also allow us to do is to adjust the percentage of income tax that was going to the Retrospective Medical Claims Fund. I'm working on those numbers now; but we should be able to redirect some of those monies to the Capital Fund to help with some of the upcoming things in the future. And one other note, I just want to say thanks to JoAnn Haig, Tina Westfall and Linda Kelber for all the work they did with all the people coming in to have their

municipal income tax prepared. We had a lot of foot traffic this year as compared to prior years. A lot of people during the day. And they were all very considerate, very professional with those folks. And they stopped what they were doing, worked on their taxes, got all the forms filed correctly with RITA, and then went back to pick up where they left off. So I would like to say thank you to them. They did a heck of a job for the past three weeks. That's all I have."

President Pucci: "Thank you. Law Director, Mr. Claussen."

Dir. Claussen: "Just briefly. With regard to the ordinance regarding, 2011-29, amending Section 538.12 entitled Firearms in parks and playgrounds; this does not mean that anybody can just grab a gun and walk through the parks. What the Supreme Court found is that an ordinance similar to ours was in conflict with the State Concealed Carry Law, and so it's only people who have a license Conceal Carry permit through the state that can carry the guns in the park. So I just wanted to clarify that. These people have to go to like one of those places like commencefire.com or commence fire up on Brookpark, and they take a three day class, and then they have to go get their certificate. In my experience most criminals don't go through all of that to do. It is kind of strange that it only regulates firearms, but they did it so that the person travelling through each city wouldn't be subject to each city's independent laws, which kind of makes sense. So I just wanted to clarify a little bit on that regard."

Councilman Patta: "Mrs. Pucci, could I be recognized?"

President Pucci: "Yes Mr. Patta."

Councilman Patta: "Thank you. Mr. Claussen, I do have a question regarding the ordinance as it's written. It just seems that the word firearms is taken out, it makes no mention that, it does not accept that you can carry a firearm in a city park as long as you have a Conceal Carry permit. Don't you think that language should be added? Because right now all you're doing is no person except a police officer or other law enforcement officer shall carry an air rifle, bow and arrow... it doesn't make mention of a firearm."

Dir. Claussen: "Correct."

Councilman Patta: "So if I do not have a conceal carry permit, the way the statute reads, the way I'm reading it is, I could walk in a city park with a firearm>"

Dir. Claussen: "No, that would be covered under another ordinance."

Councilman Patta: "Could you get me a copy of that ordinance so I can compare the two?"

Dir. Claussen: "Yes."

Councilman Patta: "Thank you."

President Pucci: "Do you have a problem if we put it on first reading until that's answered, or do you think we need to pass this this evening? Or Mr. Patta, do you have any thoughts on it?"

Dir. Claussen: "I wasn't asking that it be passed by emergency, so that's fine."

Councilman Patta: "Okay, that's fine, thank you."

President Pucci: "Okay. And does that complete your report Mr. Claussen?"

Dir. Claussen: "Yes."

President Pucci: "Okay, thank you. We have a letter from Mr. Verba regarding our salt purchase. 'Dear Mayor and members of Council. I hereby request authorization to enter into an agreement with Cargill, Inc. Salt Division, in cooperation with the Brecksville Purchasing Consortium. The bid opening was on Friday, April 1, 2011. After review of the bid results, Cargill, Inc. submitted a cost in the amount of \$47.97 per ton for dump delivery and \$50.97 per ton piler delivery. With this contract there will be an increase of 76 cents

per ton dump delivery and a 26 cent increase for piler delivery. This agreement will be in effect as of November 1, 2011 thru November 1, 2012. Attached you will find the documents pertaining to the contract.' We had this on our agenda last meeting, and we asked Mr. Verba to do some checking with what options are available to us through ODOT. Mr. Verba came back with a comprehensive analysis, and it is better for us to stick with the current consortium. So we'll need a motion to approve this purchase."

Councilman Magrey: "Move to approve."

Councilman Tanski: "Second."

Clerk Banish: "To approve the sale purchase, Kevin Tanski."

"Tom Murphy."

"Kathy Pucci."

"Tony DeMarco."

"John Patta."

"Colleen Gallagher."

"Joe Magrey."

Councilman Tanski: "Yes."

Councilman Murphy: "Yes."

Councilwoman Pucci: "Yes."

Councilman DeMarco: "Yes."

Councilman Patta: "Yes."

Councilwoman Gallagher: "Yes."

Councilman Magrey: "Yes."

President Pucci: "Next we have a request to advertise for bids for the 2011 street striping program. 'I request authorization to advertise for bids for the 2011 street striping program. There will be two applications beginning as soon as the bid is accepted. Weather permitting, they are in early spring and late summer/early fall. The applications will include various streets and crosswalks within the City of Brooklyn. Sincerely, Chief Tenaglia.' So we need a motion to authorize advertising for bids."

Councilwoman Gallagher: "Move to authorize to advertise for bids."

Councilman DeMarco: "Second."

Councilman Tanski: "Second."

Clerk Banish: "To advertise for bids, Kevin Tanski."

"Tom Murphy."

"Kathy Pucci."

"Tony DeMarco."

"John Patta."

"Colleen Gallagher."

"Joe Magrey."

Councilman Tanski: "Yes."

Councilman Murphy: "Yes."

Councilwoman Pucci: "Yes."

Councilman DeMarco: "Yes."

Councilman Patta: "Yes."

Councilwoman Gallagher: "Yes."

Councilman Magrey: "Yes."

President Pucci: "Next we have the public participation for legislative items on our agenda this evening. If anyone has any comments or questions on our legislative items this evening, please step the podium, and state your name and address for the record, and there's a three minute time limit."

Larry Amato: "I spoke earlier, my name's Larry Amato, and it's brought to my attention, and a gentleman made a very good point that I should to the TV viewing audience put out my phone number. If you want to contact me I can be reached at, or you can reach our Veterans Service Commission at 1849..."

President Pucci: "Mr. Amato, we'll read it if you give us your phone number. This is only for legislative items on our agenda this evening."

Mr. Amato: "Thank you."

Bill Anderson: "Again, my name's Bill Anderson, I live at 4338 Roadan. And mine is on Ordinance 2011-29. And I am glad you're here Mr. Amato so you can hear this. I want to make it... I'm hoping you make it clear, are youse going to try to cut people out from carrying a concealed weapon if they have a permit in the park?"

President Pucci: "No."

Mr. Anderson: "Okay, that's what I want to know."

President Pucci: "This changes to comply with state law."

Mr. Anderson: "Okay, very good. Thank you."

President Pucci: "Anyone else have any comments or questions on legislative items on our agenda this evening?"

Bob Kinney: "Bob Kinney, 4208 Springcrest Drive. My comment is in regards to the Memphis Industrial Parkway. And I know this is going to be a substantial improvement, not only for that area, but for the city. In the past it's been mentioned that this is the gateway to Brooklyn. Quite a few months ago I called Road Rant regarding the railroad trestle bridge, and I believe that's in Linndale, but absolutely nothing was done regarding chuckholes. That bridge is in deplorable condition. The concrete is continuously spalling and falling. There are no lights under that bridge. I was just wondering as a city if we could request of Linndale, if that's the case, or the railroad, to do something about that bridge. Because that is just before the gateway to Brooklyn. Thank you."

President Pucci: "Thank you. And Mr. Verba, maybe you could check into that and report back to us?"

Dir. Verba: "Yes."

President Pucci: "Okay, thank you very much. Does anyone else have comment or question on legislative items on our agenda this evening? Okay, we have **ORDINANCE 2011-20**, which is up for third reading and adoption. Authorizing the Mayor to enter into an amended agreement with the City of Parma to lease for the purposes of the City of Brooklyn safety forces or service department in connection with their public functions such audio communication space as needed. And our cost is going from \$9 per unit for our radios to \$17.50 per unit."

Councilwoman Gallagher: "Move to adopt."

Councilman Murphy: "Second."

Clerk Banish: "To adopt, Kevin Tanski."

"Tom Murphy."

"Kathy Pucci."

"Tony DeMarco."

"John Patta."

"Colleen Gallagher."

"Joe Magrey."

Councilman Tanski: "Yes."

Councilman Murphy: "Yes."

Councilwoman Pucci: "Yes."

Councilman DeMarco: "Yes."

Councilman Patta: "Yes."

Councilwoman Gallagher: "Yes."

Councilman Magrey: "Yes."

President Pucci: "**ORDINANCE 2011-23**, which is up for third reading and adoption. Amending Section 7.4(A) of the Personnel Policy Manual of the City of Brooklyn relating to sick leave conversion."

Councilwoman Gallagher: "Move to adopt."

Councilman DeMarco: "Second."

Clerk Banish: "To adopt, Kevin Tanski."

"Tom Murphy."

"Kathy Pucci."

"Tony DeMarco."

"John Patta."

"Colleen Gallagher."

"Joe Magrey."

Councilman Tanski: "Yes."

Councilman Murphy: "Yes."

Councilwoman Pucci: "Yes."

Councilman DeMarco: "Yes."

Councilman Patta: "Yes."

Councilwoman Gallagher: "Yes."

Councilman Magrey: "Yes."

President Pucci: "**ORDINANCE 2011-25**, which is on for second reading this evening. Authorizing the purchase of the Tasar devices and related accessories for use by the Brooklyn Police Department."

Councilwoman Gallagher: "Move to put on second reading."

Councilman DeMarco: "Second."

Clerk Banish: "To place on second reading, Kevin Tanski."
"Tom Murphy."
"Kathy Pucci."
"Tony DeMarco."
"John Patta."
"Colleen Gallagher."
"Joe Magrey."

Councilman Tanski: "Yes."
Councilman Murphy: "Yes."
Councilwoman Pucci: "Yes."
Councilman DeMarco: "Yes."
Councilman Patta: "Yes."
Councilwoman Gallagher: "Yes."
Councilman Magrey: "Yes."

President Pucci: "**ORDINANCE 2011-27**, which will be passed by emergency measure this evening, because we need approval for this in order for Memphis Gateway construction to proceed. Authorizing the City of Brooklyn to enter into a permanent easement agreement with Gateway Park LLC after the dedication of Memphis Industrial Parkway for the sole purpose of maintaining water service."

Councilman DeMarco: "Introduced by all, suspend the rules."

Councilman Tanski: "Second."

Clerk Banish: "To suspend the rules, Kevin Tanski."
"Tom Murphy."
"Kathy Pucci."
"Tony DeMarco."
"John Patta."
"Colleen Gallagher."
"Joe Magrey."

Councilman Tanski: "Yes."
Councilman Murphy: "Yes."
Councilwoman Pucci: "Yes."
Councilman DeMarco: "Yes."
Councilman Patta: "Yes."
Councilwoman Gallagher: "Yes."
Councilman Magrey: "Yes."

Clerk Banish: "To adopt, Kevin Tanski."
"Tom Murphy."
"Kathy Pucci."
"Tony DeMarco."
"John Patta."
"Colleen Gallagher."
"Joe Magrey."

Councilman Tanski: "Yes."
Councilman Murphy: "Yes."
Councilwoman Pucci: "Yes."
Councilman DeMarco: "Yes."
Councilman Patta: "Yes."
Councilwoman Gallagher: "Yes."
Councilman Magrey: "Yes."

President Pucci: "And **ORDINANCE 2011-28**, which we're going to pass by emergency measure this evening so that we can finally get some of these old cars out of our lots, and hopefully get a little bit of money for them. Authorizing the sale of certain city owned vehicles through Greater Cleveland Auto Auction, public auctioneers, for the purpose of disposing of city vehicles and equipment at a public sale."

Councilman DeMarco: "Introduced by all, suspend the rules."

Councilman Magrey: "Second."

Clerk Banish: "To suspend the rules, Kevin Tanski."
"Tom Murphy."
"Kathy Pucci."
"Tony DeMarco."
"John Patta."
"Colleen Gallagher."
"Joe Magrey."

Councilman Tanski: "Yes."
Councilman Murphy: "Yes."
Councilwoman Pucci: "Yes."
Councilman DeMarco: "Yes."
Councilman Patta: "Yes."
Councilwoman Gallagher: "Yes."
Councilman Magrey: "Yes."

Clerk Banish: "To adopt, Kevin Tanski."
"Tom Murphy."
"Kathy Pucci."

Councilman Tanski: "Yes."
Councilman Murphy: "Yes."
Councilwoman Pucci: "Yes."

"Tony DeMarco."
"John Patta."
"Colleen Gallagher."
"Joe Magrey."

Councilman DeMarco: "Yes."
Councilman Patta: "Yes."
Councilwoman Gallagher: "Yes."
Councilman Magrey: "Yes."

President Pucci: "**ORDINANCE 2011-29**, which will be on first reading this evening. Amending the Codified Ordinances of the City of Brooklyn by amending Section 539.12(A) entitled Firearms of Chapter 539 Parks and Playgrounds."

Councilman Magrey: "Move to put on first reading."

Councilman Tanski: "Second."

Clerk Banish: "To place on first reading, Kevin Tanski."
"Tom Murphy."
"Kathy Pucci."
"Tony DeMarco."
"John Patta."
"Colleen Gallagher."
"Joe Magrey."

Councilman Tanski: "Yes."
Councilman Murphy: "Yes."
Councilwoman Pucci: "Yes."
Councilman DeMarco: "Yes."
Councilman Patta: "Yes."
Councilwoman Gallagher: "Yes."
Councilman Magrey: "Yes."

President Pucci: "**ORDINANCE 2011-30**, which we will be passing by emergency measure this evening. These are for the mowers. Authorizing the purchase of one Jacobsen 628 Turf Cat tractor for \$20,379.81 pursuant to Ordinance 1990-42, the State Purchasing Contract."

Councilman DeMarco: "Introduced by all, suspend the rules."

Councilman Magrey: "Second."

Clerk Banish: "To suspend the rules, Kevin Tanski."
"Tom Murphy."
"Kathy Pucci."
"Tony DeMarco."
"John Patta."
"Colleen Gallagher."
"Joe Magrey."

Councilman Tanski: "Yes."
Councilman Murphy: "Yes."
Councilwoman Pucci: "Yes."
Councilman DeMarco: "Yes."
Councilman Patta: "Yes."
Councilwoman Gallagher: "Yes."
Councilman Magrey: "Yes."

Clerk Banish: "To adopt, Kevin Tanski."
"Tom Murphy."
"Kathy Pucci."
"Tony DeMarco."
"John Patta."
"Colleen Gallagher."
"Joe Magrey."

Councilman Tanski: "Yes."
Councilman Murphy: "Yes."
Councilwoman Pucci: "Yes."
Councilman DeMarco: "Yes."
Councilman Patta: "Yes."
Councilwoman Gallagher: "Yes."
Councilman Magrey: "Yes."

President Pucci: "**ORDINANCE 2011-31**, we'll also be passing by emergency measure this evening so that we can put these mowers into use. Authorizing the purchase of two 2011 Hustler Super Z Zero Turn mowers and accessories. The total price for this is \$19,344. And we're also going to be trading in two of our older mowers."

Councilman DeMarco: "Introduced by all, suspend the rules."

Councilman Tanski: "Second."

Clerk Banish: "To suspend the rules, Kevin Tanski."
"Tom Murphy."
"Kathy Pucci."
"Tony DeMarco."

Councilman Tanski: "Yes."
Councilman Murphy: "Yes."
Councilwoman Pucci: "Yes."
Councilman DeMarco: "Yes."

"John Patta."
"Colleen Gallagher."
"Joe Magrey."

Councilman Patta: "Yes."
Councilwoman Gallagher: "Yes."
Councilman Magrey: "Yes."

Clerk Banish: "To adopt, Kevin Tanski."
"Tom Murphy."
"Kathy Pucci."
"Tony DeMarco."
"John Patta."
"Colleen Gallagher."
"Joe Magrey."

Councilman Tanski: "Yes."
Councilman Murphy: "Yes."
Councilwoman Pucci: "Yes."
Councilman DeMarco: "Yes."
Councilman Patta: "Yes."
Councilwoman Gallagher: "Yes."
Councilman Magrey: "Yes."

President Pucci: "**ORDINANCE 2011-32**, which Mrs. Gallagher had already read the letter from the Chief. Adopting new Section 513.031 of the Codified Ordinances of the City of Brooklyn entitled Drug Abuse, Dangerous Drug Possession and Use. And Chief, do you want this passed this evening?"

Chief Tenaglia: "Yes please."

Councilwoman Gallagher: "Introduced by all, suspend the rules."

Councilman Tanski: "Second."

Clerk Banish: "To suspend the rules, Kevin Tanski."
"Tom Murphy."
"Kathy Pucci."
"Tony DeMarco."
"John Patta."
"Colleen Gallagher."
"Joe Magrey."

Councilman Tanski: "Yes."
Councilman Murphy: "Yes."
Councilwoman Pucci: "Yes."
Councilman DeMarco: "Yes."
Councilman Patta: "Yes."
Councilwoman Gallagher: "Yes."
Councilman Magrey: "Yes."

Clerk Banish: "To adopt, Kevin Tanski."
"Tom Murphy."
"Kathy Pucci."
"Tony DeMarco."
"John Patta."
"Colleen Gallagher."
"Joe Magrey."

Councilman Tanski: "Yes."
Councilman Murphy: "Yes."
Councilwoman Pucci: "Yes."
Councilman DeMarco: "Yes."
Councilman Patta: "Yes."
Councilwoman Gallagher: "Yes."
Councilman Magrey: "Yes."

President Pucci: "And for our television viewing audience, I have Mr. Amato's telephone number, which is 216-698-3830, and the e-mail address is lamato@cuyahogacounty.us. And I'll make sure that they have this information at the reception desk. Does the Mayor or any other Councilmember have anything they'd like to say? If not, we need a motion to adjourn."

Councilman Tanski: "Motion to adjourn."

Councilwoman Gallagher: "Second."

Clerk Banish: "To adjourn, Kevin Tanski."
"Tom Murphy."
"Kathy Pucci."
"Tony DeMarco."
"John Patta."
"Colleen Gallagher."
"Joe Magrey."

Councilman Tanski: "Yes."
Councilman Murphy: "Yes."
Councilwoman Pucci: "Yes."
Councilman DeMarco: "Yes."
Councilman Patta: "Yes."
Councilwoman Gallagher: "Yes."
Councilman Magrey: "Yes."

Meeting adjourned.

(Asst. Clerk)

(President)